

lain Rennolds and performing the duties of that position and your Committee recommend that he be retained for the Special Session.

3. Your Committee recommend that Barnes Hopkins be employed as page and that Thomas Lester be employed as substitute, to act during his absence, and that Columbus B. Smith be employed as Sergeant-at-Arms.

4. No other attaches being present, your Committee recommend that their places be not filled until the need of their services shall be apparent.

Respectfully submitted,  
 F. M. HUDSON, Chairman.  
 W. H. MALONE, Jr.,  
 D. H. SLOAN.

The report was received and adopted.

The following message from the House of Representatives was read:

House of Representatives,  
 Tallahassee, Fla., October 1, 1912.

*Hon. Fred P. Cone,*

*President of the Senate:*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

House Concurrent Resolution No. 1:

Resolved by the House of Representatives, the Senate concurring, That the Legislature of the State of Florida, convened in Special Session at 12 o'clock noon October 1st, 1912, adjourn sine die at 10 o'clock noon October 3rd, 1912.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,  
 J. G. KELLUM,  
*Chief Clerk of the House of Representatives.*

Mr. Johnson moved that the rules be waived and that House Concurrent Resolution No. 1 contained in the above message be read the second time and placed on its passage.

Which was not agreed to.

House Concurrent Resolution No. 1 was laid over under the rule.

Mr. McMullen, 8th District, moved that the Senate do now adjourn to 9 o'clock A. M. tomorrow.

Which was agreed to.

Thereupon the Senate stood adjourned until 9 o'clock A. M. Wednesday, October 2, 1912.

#### CONFIRMATIONS.

Mallory F. Horne, of Jasper, Fla., to be Judge of the Third Judicial Circuit of the State of Florida for the unexpired term of Ira J. Carter, resigned.

John W. Henderson, of Tallahassee, Fla., to be State Attorney for the Second Judicial Circuit of the State of Florida for the unexpired term of Geo. W. Walker, resigned.

D. Stuart Gillis, of DeFuniak Springs, Fla., to be Judge of the Criminal Court of Record for Walton County for the unexpired term of Chas. O. Andrews, resigned.

W. F. Gwaltney of St. Andrews, Fla., to be a Commissioner of Pilotage for the Port of St. Andrews, Fla., for the unexpired term of J. T. Gwaltney, resigned.

A. H. McLeod, of Pensacola, Fla., to be a Commissioner of Pilotage for the Port of Pensacola, Fla., for the unexpired term of James M. Flinn, deceased.

#### WEDNESDAY OCTOBER 2, 1912,

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators—Adkins, Baker, Blitch, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Hudson,, Humphries, Igou, Johnson, L'Engle, Malone, McLeod, McMullen, Miller, Stokes, Wall, Wells (8th District), Wells (25th District), Wilson, Zim—26.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal of October 1, was dispensed with.

The Journal of October 1, was corrected, and approved as corrected.

At the request of Mr. McMullen Mr. Sloan was excused from duty on account of illness.

Senator McCreary was excused for the day.

#### CONSIDERATION OF RESOLUTIONS.

House Concurrent Resolution No. 1:

Relative to the adjournment of the Legislature *sine die* at mid-day October 3, 1912.

Was taken up.

Mr. Johnson moved that House Concurrent Resolution No. 1 be laid on the table subject to call.

Which was agreed to.

#### COMMITTEE REPORTS.

Mr. Flournoy, Chairman of the Committee of Judiciary A, submitted the following report:

Senate Chamber.

Tallahassee, Fla., Oct. 2, 1912.

*Hon. Fred P. Cone,*

*President of the Senate.*

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 3:

A Bill to be Entitled an Act authorizing and empowering the City of Jacksonville to acquire, own, construct, equip, operate, lease and control municipal docks and terminals, including railroads; to acquire property and franchises for such purposes and kindred and subsidiary purposes, and to issue bonds for such purposes, and creating certain municipal offices for the City of Jacksonville, and prescribing the duties thereof, and to carry into effect the provisions of this act.

Have had the same under consideration and recommend that it do pass with the amendments hereto attached to and made a part hereof, marked 1 to 14 inclusive.

Very respectfully,

WM. W. FLOURNOY,  
Chairman of Committee.

Committee amendments to Senate Bill No. 3:

1. In Section 2, lines 2 and 3, of printed Bill, strike out the words "10th day of December, A. D. 1912," and insert in lieu thereof the following: "21st day of January, A. D. 1913."

2. In Section 2, line 25, strike out the figures "1912," and insert in lieu thereof the following: "1913."

3. Strike out the whole of Section 4, and insert in lieu thereof the following as Section 4:

Sec. 4. Each of said bonds shall be of the denomination of One Thousand Dollars, shall be dated March 1st, 1913, and shall bear interest payable semi-annually on the first days of September and March at the rate of four and one-half per cent. per annum. The principal of said issue of bonds shall become due and payable on the first day of March, A. D. 1943.

4. In Section 9, line 20, strike out the date "1st day of January, A. D. 1943," and insert in lieu thereof the following: "1st day of March, A. D. 1943."

5. In Section 9, lines 27 and 28, strike out the dates "1st day of July and January," and insert in lieu thereof the following: "1st day of March and September."

6. In Section 9, line 52, strike out the date "10th day of December, A. D. 1912," and insert in lieu thereof the following: "21st day of January, A. D. 1913."

7. In Section 9, lines 62 and 63, strike out the date "1st day of January, A. D. 1913," and insert in lieu thereof the following: "1st day of March, A. D. 1913."

8. In Section 2, lines 86 and 87, strike out the words "binding and conclusive," and insert in lieu thereof the following: "prima facie evidence."

9. In Section 18, line 19, strike out the word "elector" and insert in lieu thereof the following: "person."

10. In Section 18, lines 27 and 28, strike out the words "Candidates for Port Commissioners under this act," and insert in lieu thereof the following: "Port Commissioners to be elected under this act."

11. In Section 18, line 32, strike out the word "until," and insert in lieu thereof the following: "before."

12. In Section 22, line 5, after the word "thereof," add "all of which shall be just, reasonable, equitable and without discrimination."

13. In Section 27, line 2, strike out the words

"approved by the Governor," and insert in lieu thereof the following: "becoming a law."

14. In Section 1, line 30, strike out the word "sufficient," and insert in lieu thereof the following: "Prima facie."

Mr. Flournoy moved to waive the rules and that Senate Bill No. 3 be now taken from its order and be considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 3:

A Bill to be entitled an Act authorizing and empowering the City of Jacksonville to acquire, own, construct, equip, operate, lease and control municipal docks and terminals, including railroads; to acquire property and franchises for such purposes and kindred and subsidiary purposes, and to issue bonds for such purposes, and creating certain municipal offices for the City of Jacksonville, and prescribing the duties thereof, and to carry into effect the provisions of this act.

Was taken up, together with the committee amendments, and read the second time in full.

The following committee amendments were read:

1. In Section 2, lines 2 and 3 of printed Bill, strike out the words "10th day of December, A. D. 1912," and insert in lieu thereof the following: "21st day of January, A. D. 1913."

2. In Section 2, line 25, of printed Bill, strike out the figures "1912," and insert in lieu thereof the following: "1913."

3. Strike out the whole of Section 4, and insert in lieu thereof the following as Section 4:

Sec. 4. Each of said bonds shall be of the denomination of One Thousand Dollars, shall be dated March 1st, 1913, and shall bear interest payable semi-annually on the first days of September and March at the rate of four and one-half per cent. per annum. The principal of said issue of bonds shall become due and payable on the first day of March, A. D. 1943.

4. In Section 9, line 20, of printed Bill, strike out the date "1st day of January, A. D. 1943," and insert in lieu thereof the following: "1st day of March, A. D. 1943."

5. In Section 9, lines 27 and 28, of printed Bill, strike out the dates "1st day of July and January," and insert

in lieu thereof the following: "1st day of March and September."

6. In Section 9, line 52, of printed Bill, strike out the date "10th day of December, A. D. 1912," and insert in lieu thereof the following: "21st day of January, A. D. 1913."

7. In Section 9, lines 62 and 63, of printed Bill, strike out the date "1st day of January, A. D. 1913," and insert in lieu thereof the following: "1st day of March, A. D. 1913."

8. In Section 2, lines 86 and 87, of printed Bill, strike out the words "binding and conclusive," and insert in lieu thereof the following: "prima facie evidence."

9. In Section 18, line 19, of printed Bill, strike out the word "elector," and insert in lieu thereof the following: "person."

10. In Section 18, lines 27 and 28, of printed Bill, strike out the words "Candidates for Port Commissioners under this act," and insert in lieu thereof the following: "Port Commissioners to be elected under this act."

11. In Section 18, line 32, of printed Bill, strike out the word "until," and insert in lieu thereof the following: "before."

12. In Section 22, line 5, of printed Bill, after the word "thereof," add "all of which shall be just, reasonable, equitable and without discrimination."

13. In Section 27, line 2, of printed Bill, strike out the words "approved by the Governor," and insert in lieu thereof the following: "becoming a law."

14. In Section 1, line 30, of printed Bill, strike out the word "sufficient," and insert in lieu thereof the following: "Prima facie."

Mr. Flournoy moved to adopt the amendments as a whole and as read.

Which was agreed to.

And the committee amendments as read were adopted.

Mr. McMullen offered the following amendment to Senate Bill No. 3:

At the end of section 24 add the following:

That the Port Commissioners of the City of Jacksonville are hereby authorized and empowered to contract for and receive interest at a rate not to exceed eight per cent. per annum upon any money or monies arising from the sale of the bonds herein provided for, or from the tax

levied to create a sinking fund and interest, or from the rental, lease, or sale of any of the property under the control of said Board by virtue of this act, until such time as such monies shall be required to be paid out, and that the interest so contracted for and received shall be paid into and become a part of the sinking fund for the redemption of said bonds.

Mr. McMullen moved to adopt the amendment.

Which was agreed to.

Mr. Wall offered the following amendment to Senate Bill No. 3:

In Section 2, line 12, of printed Bill, insert, "That are freeholders" after the word persons, where it appeared the second time and before the word 'who.'"

Mr. Wall moved to adopt the amendment.

Which was not agreed to.

Mr. Blitch offered the following amendment to Senate Bill No. 3:

In Section 2, line 25, of printed bill, strike out the word "Six" and insert in lieu thereof "Fifteen."

Mr. Blitch moved to adopt the amendment.

Which was not agreed to.

Mr. Blitch offered the following amendment to Senate Bill No. 3:

In Section 2, line 90, strike out the words a "nearly as may be."

Mr. Blitch moved to adopt the amendment.

Which was not agreed to.

Senate Bill No. 3 as amended was ordered to be referred to the Committee on Engrossed Bills.

Mr. Flournoy, Chairman of Committee on Judiciary "A," submitted the following report:

Senate Chamber,  
Tallahassee, Fla., October 2nd, 1912.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary "A" to whom was referred:

Senate Bill No. 2.

A Bill to be Entitled "An Act to Authorize and Empower the Several Counties and Any Proper Officer or Officers Thereof to Receive, Hold and Disburse Any Moneys That May be Given or Paid by Any Corporation,

Association or Persons to Pay the Expenses of Electing Any Person or Persons in or From Any Such County or Counties, or to Reimburse Such Several Counties Therefor, for or on Account of the Special Session of the Legislature, Convened the First Day of October, 1912.

Mr. Stokes, member of the Committee on Judiciary "A," on behalf of himself and Mr. Dayton, submitted the following minority report:

Have had the same under consideration, and return same without recommendation.

Very respectfully,  
W. W. FLOURNOY,  
Chairman of Committee.

Senate Chamber,  
Tallahassee, Fla., Oct. 2nd, 1912.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

The undersigned members of your Committee on the Judiciary, Division A, being unable to agree with the majority to report back to the Senate without recommendation Senate Bill No. 2, to authorize any person, association of persons, or corporation to reimburse any county or counties for the cost of holding special elections to fill vacancies in the Special Session of the Legislature from said counties, beg to submit for the consideration of the Senate this minority report:

We think that this Bill should be reported to the Senate with the recommendation that it do not pass.

Assuming but not admitting that the Legislature may pass this Bill under the provisions of our Constitution, we believe that the policy of permitting individuals or corporations to pay the expense of an election in this State is inimical to the best interests of the State of Florida, and is a precedent that should not be established.

If there is a county in this great Commonwealth that is unwilling to pay the costs of permitting its people to determine who shall represent them in a co-ordinate branch of the State Government, that county should not be represented in the law-making department of the State.

The power to hold an election to select public servants is in its very nature sovereign, and its exercise is of the highest dignity which should not be besmirched by any-

thing that smacks of farming this power to individuals or corporations.

Very respectfully,

JNO. P. STOKES,  
GEO. W. DAYTON,  
Members of Committee.

The consideration of the reports was informally passed. Mr. Johnson moved that the Chairman of the Committee on Engrossed Bills employ such assistance as needed to engross bills.

Which was agreed to.

Mr. Flournoy, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,  
Tallahassee, Fla., Oct. 2, 1912.

*Hon. Fred P. Cone,*  
*President of the Senate.*

*Sir:—*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 1, introduced by Mr. L'Engle of the 18th District:

A Bill to be Entitled an Act granting to the City of Jacksonville, a municipal corporation under the laws of the State of Florida, certain submerged lands or middle grounds in the St. Johns River for the purpose of navigation, commerce and municipal docks and terminals, for a period of one thousand years, and granting to said City of Jacksonville the right for the purposes mentioned to widen, extend or deepen the channel of the St. Johns River within and contiguous to its present corporate limits, and to fill in, build up, have, possess, use and own for such purposes shoals, shallows, and middle ground or flats therein.

Have had the same under consideration, and recommend that it do pass, with the amendments hereto attached to and made part hereof, marked 1, 2 and 3.

Very respectfully,

WM. W. FLOURNOY,  
Chairman of Committee.

Committee amendments to Senate Bill No. 1:

In Section 1, line 35, after the word "now" insert the following: "or may be hereafter prescribed."

In Section 1 strike out the words contained in lines 40 and 41 and add as Section 2 of the Bill the following words:

Section 2. "This act shall take effect immediately upon its becoming a law."

In Section 1, line 27, strike out the words "from the date of the approval of this act."

Mr. Flournoy moved that the rules be waived and that Senate Bill No. 1, contained in above report, be taken up out of its order and placed upon second reading.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 1, together with the Committee amendments thereto, was taken up and read a second time in full.

The following committee amendment to Senate Bill No. 1 was read:

In Section 1, line 35, of printed Bill, after the word "now" insert the following: "or may be hereafter prescribed."

Mr. Flournoy moved to adopt the amendment.

Which was agreed to.

The following Committee amendment was read:

In Section 1 strike out the words contained in lines 40 and 41, of printed Bill, and add as Section 2 of the Bill the following words:

Section 2. "This act shall take effect immediately upon its becoming a law."

Mr. Flournoy moved to adopt the amendment.

Which was agreed to.

The following Committee amendment was read:

In Section 1, line 27, of printed Bill, strike out the words "from the date of the approval of this act."

Mr. Flournoy moved to adopt the amendment.

Which was agreed to.

Mr. Flournoy offered the following amendment to Senate Bill No. 1.

In Section 1, line 26, of printed Bill, strike out the period, and insert in lieu thereof the following: a comma.

Mr. Flournoy moved to adopt the amendment.

Which was agreed to.

Mr. Wilson moved to waive the rules and that the Committee on Engrossed Bills be empowered to have the Bills engrossed on type-machine.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By unanimous consent:

Mr. Wells of 25th District offered the following Resolution:

Senate Resolution No. 3:

Resolution for the extension of the Primary System—

Whereas, The Primary system of nominating State and county officers has purified the politics of the State of Florida and the South generally, and eliminated control by corporations and predatory wealth; and,

Whereas, All the signs of the times without exception point to the triumph of Woodrow Wilson for President of the United States and of Democratic principles in the forthcoming November election; and,

Whereas, It is our belief that the Hon Woodrow Wilson will be elected President; now, therefore, be it

Resolved, That it is the sense of the Senate of the State of Florida that local self-government is the foundation stone of good government and inalienable from a true government by the people.

Resolved further, That through local self-government only can be brought about a fuller realization of the benefits of the Primary System, and that therefore, it is the sense of this Senate that all federal appointments, including postmasters and others, should be made through said system.

Resolved further, That the Democratic Executive Committee of the State of Florida be, and is hereby, requested to communicate with the Honorable Woodrow Wilson, the sense of this Legislature and, in the event of his concurrence, to make such necessary arrangements for holding federal primaries as will insure a fair choice of the people of the State of Florida, of the federal officers, in whom they are locally and otherwise interested.

Mr. Calkins moved to adopt the Resolution.

Mr. Hudson in the chair.

Mr. Cone moved to lay the Resolution on the table subject to call.

Upon the motion to lay the Resolution on the table, subject to call, a yea and nay vote was demanded.

The roll was called and the following was the vote:

Yeas—Mr. President, Senators—Adkins, Blitch, Carney, Culpepper, Dayton, Hosford, Hudson, Igou, Johnson,

L'Engle, McLeod, McMullen, Miller, Stokes, Wall, Zim—17.

Nays—Baker, Calkins, Davis, Finlayson, Flournoy, Humphries, Malone, Wells (8th District), Wells (25th District), Wilson—10.

So the motion to lay on the table subject to call prevailed.

Mr. Dayton moved that the Senate take a recess to 3 o'clock P. M.

Which was agreed to.

Thereupon the Senate took a recess until 3 o'clock P. M.

#### AFTERNOON SESSION.

The Senate met, pursuant to recess order, at 3 P. M.  
The President in the chair.

The roll was called and the following Senators answered to their names: Mr. President, Senators—Adkins, Baker, Blitch, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Hudson, Humphries, Igou, Johnson, Malone, McLeod, McMullen, Miller, Stokes, Wall, Wells (8th District), Wells (25th District), Wilson, Zim—26.

Senate Bill No. 2:

A Bill to be entitled an Act to authorize and empower the several counties and any proper officer or officers thereof to receive, hold and disburse any moneys that may be given or paid by any corporation, association or person to pay the expenses of electing any person or persons, in or from any such county or counties, or to reimburse such several counties therefor, for or on account of the special session of the Legislature convened the first day of October, 1912.

Was taken up for consideration.

Mr. Stokes moved to indefinitely postpone Senate Bill No. 2.

Upon which the yeas and nays were demanded.

The roll was called and the vote was:

Yeas, Mr. President, Senators—Baker, Carney, Dayton, Hosford, Igou, Stokes—7.

Nays—Adkins, Blitch, Calkins, Culpepper, Davis, Finlayson, Flournoy, Hudson, Humphries, Johnson, Malone, McLeod, McMullen, Miller, Wells (8th District), Wells (25th District), Wilson, Zim—18

Mr. L'Engle, by request, was excused from voting.

Mr. Wall, by request, was excused from voting.

Mr. Hosford offered the following explanation for his vote:

Mr. President: I look upon this bill as being in direct opposition to the fundamental principles of our Government and believe if it was enacted into law will be a very dangerous precedent.

The motion to indefinitely postpone Senate Bill No. 2 did not prevail.

Mr. Wells moved to waive the rules, and that Senate Bill No. 2 be read the third time and put upon its passage.

Which was agreed to by a two-thirds vote.

Senate Bill No. 2:

A Bill to be entitled an Act to authorize and empower the several counties and any proper officer or officers thereof to receive, hold and disburse any moneys that may be given or paid by any corporation, association or person to pay the expenses of electing any person or persons, in or from any such county or counties, or to reimburse such several counties therefor, for or on account of the special session of the Legislature convened the first day of October, 1912.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 2 the vote was: Yeas—Senators—Adkins, Blich, Calkins, Culpepper, Davis, Finlayson, Flournoy, Hudson, Humphries, Johnson, Malone, McLeod, McMullen, Miller, Wells (8th District), Wells (25th District), Wilson, Zim—18.

Nays—Mr. President, Senators—Baker, Carney, Dayton, Hosford, Igou, Stokes—7.

Mr. L'Engle was excused from voting.

So the Bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the waiving of the rule by a two-thirds vote.

Mr. Flournoy, Chairman of Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., Oct. 2, 1912.

*Hon. Fred P. Cone,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 4:

A Bill to be entitled "An Act authorizing and empowering the Treasurer of the State of Florida to receive, hold and disburse any moneys that may be given or paid by any corporation, association or person, to pay the expenses of the Special Session of the Legislature convened on the 1st day of October, 1912, or to reimburse the State therefor."

Have had the same under consideration and recommend that it do pass.

Very respectfully,

Wm. W. FLOURNOY,  
Chairman of Committee.

Mr. Stokes of Committee on Judiciary A, submitted the following minority report:

Senate Chamber,  
Tallahassee, Fla., Oct. 2, 1912.

*Hon. Fred P. Cone,*  
*President of the Senate.*

*Sir:*

The undersigned members of your Committee on the Judiciary, Division A, being unable to agree with the majority to report to the Senate without recommendation Senate Bill No. 4, to authorize any person, association of persons, or corporation to pay the cost of this Special Session of the Legislature, beg to submit for the consideration of the Senate this minority report:

We think that this Bill should be reported to the Senate with the recommendation that it do not pass.

Assuming but not admitting that under the provisions of our Constitution that the Legislature may validly enact this proposed law, we believe that the idea of farming out the Legislature and accepting the expense of the session from the beneficiaries of such legislation, in apparent consideration for the convening of the extra session at this time, is repugnant to the theory of a Republican form of Government, and is subversive of the time honored principle that every man is equal before the law.

The Legislature should never be convened in Special Session except upon extraordinary occasions, and then only to consider matters of general importance. The fact that the Legislature was convened at this time indi-

cates that the Chief Executive believed that such occasion existed, and that such necessity had arisen. This being true there is no just reason why the tax payers of the whole State, of whom the members of the Legislature are the servants, should not pay the expense of the extra session out of the public funds in the State Treasury.

Upon what theory can the Legislature authorize individuals or corporations to pay the expense of this Special Session of the Legislature? They are not our employers. We are not selling them anything. They are under no obligation to us individually or collectively, personally or officially. Why then should we accept their money for discharging a public duty? The whole people of the State of Florida are our employers; we are discharging our duty to them; they should pay the expense out of the public funds.

Very respectfully,

JOHN P. STOKES,  
GEO. W. DAYTON,  
W. E. BAKER,

Members of Committee.

Senate Bill No. 4:

A Bill to be entitled an Act authorizing and empowering the Treasurer of the State of Florida to receive, hold and disburse any moneys that may be given or paid by any corporation, association or person, to pay the expenses of the Special Session of the Legislature convened on the first day of October, 1912, or to reimburse the State therefor.

Was taken up and read the second time in full.

Mr. Hudson offered the following amendment to Senate Bill No. 4:

After the title and before the enacting clause insert the following:

"Whereas, It is provided by the Constitution of this State that donations to the State when the purpose is not specified shall be applied to and become a part of the State school fund;"

"And Whereas, It has been proposed that the expenses of this Special Session of the Legislature shall be paid by donations to the State, now therefore"

Mr. Hudson moved to adopt the amendment.

Which was not agreed to.

Mr. Stokes moved to indefinitely postpone Senate Bill No. 4, upon which the yeas and nays were demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators Baker, Carney, Dayton, Hosford, Igou, Stokes, Wall—8.

Nays—Senators Adkins, Blich, Calkins, Culpepper, Davis, Finlayson, Flournoy, Hudson, Johnson, Malone, McLeod, McMullen, Wells (8th District), Wells (25th District), Wilson, Zim—17.

So the motion did not prevail.

Mr. Wells (8th District), moved that the rules be waived, and that Senate Bill No. 4 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 4:

A Bill to be entitled an Act authorizing and empowering the Treasurer of the State of Florida to receive, hold and disburse any moneys that may be given or paid by any corporation, association or person, to pay the expenses of the Special Session of the Legislature convened on the first day of October, 1912 or to reimburse the State therefor.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 4, the vote was:

Yeas—Senators Adkins, Blich, Calkins, Culpepper, Davis, Finlayson, Flournoy, Hudson, Humphries, Johnson, Malone, McLeod, McMullen, Miller, Wells (8th District), Wells (25th District), Wilson, Zim—18.

Nays—Mr. President, Senators Baker, Carney, Dayton, Hosford, Igou, Stokes, Wall—8.

So the Bill passed, title as stated.

Mr. Finlayson moved that the rules be waived and that Senate Bill No. 4 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

Mr. Dayton moved to waive the rules and to take up the messages from the Governor.

Which was agreed to by a two-thirds vote.

The following message from the Governor was read:

State of Florida,  
Executive Department.  
Tallahassee, October 2, 1912.

Gentlemen of the Legislature  
of the State of Florida:

In the Proclamation issued to convene this Special Session of the Legislature, and in a message which I transmitted to the Legislature yesterday, no recommendation was included that the Legislature pass an Act to fix the pay of the members, officers and attaches of this Special Session.

I did not recommend such, thinking that the passage of such an act was necessarily incidental to the business of every Legislature. However, some gentlemen of the Legislature think that such a recommendation is necessary. I, therefore, have the honor to recommend the passage of such an Act.

Very respectfully  
ALBERT W. GILCHRIST.  
Governor.

Mr. Johnson moved to spread the message of the Governor upon the Journal.

Which was agreed to

Mr. Johnson moved that the Committee on Legislative Expenses be requested to prepare and present to the Senate a Bill to cover the expenses of the session.

Which was withdrawn.

Mr. Wilson, Acting Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., October 2, 1912.

*Hon. Fred P. Cone,*  
*President of the Senate.*

Sir:

Your Committee on Engrossed Bills, to whom was referred

Senate Bill No. 1:

A Bill to be entitled An Act granting to the City of Jacksonville, a municipal corporation under the laws of the State of Florida, certain submerged lands or middle ground in St. Johns river for the purpose of navigation, commerce and municipal docks and terminals, for a period of 1,000 years and granting to said City of Jacksonville

the right for the purposes mentioned to widen, extend or deepen the channel of the St. Johns river within and contiguous to its present corporate limits and to fill in, build up, have, possess, use and own for such purposes shoals, shallows and middle ground or flats therein.

Have carefully examined same, and find it correctly engrossed

Very respectfully,  
JAMES N. WILSON,  
Acting Chairman of Committee.

Mr. Wells, of 8th, moved that the rules be waived and that Senate Bill No. 1 be taken up, read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 1:

A Bill to be entitled An Act granting to the City of Jacksonville, a municipal corporation under the laws of the State of Florida, certain submerged lands or middle ground in St. Johns river for the purpose of navigation, commerce and municipal docks and terminals, for a period of 1,000 years and granting to said City of Jacksonville the right for the purposes mentioned to widen, extend or deepen the channel of the St. Johns river within and contiguous to its present corporate limits and to fill in, build up, have, possess, use and own for such purposes shoals, shallows and middle ground or flats therein.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 1 the vote was:

Yeas—Mr. President, Senators—Adkins, Blich, Calkins, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Hudson, Humphries, Igou, Johnson, L'Engle, Malone, McLeod, McMullen, Stokes, Wall, Wells (8th District), Wells (25th District), Wilson, Zim—24.

Nays—None.

So the Bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under a waiver of the rules by a two-thirds vote.

Mr. Hudson moved that Tracy Baker be appointed page.

Which was agreed to.

Mr. Wells of the 8th District moved that the Senate take a recess to 8 P. M.

Which was agreed to.

Thereupon the Senate took a recess until 8 o'clock P. M.

#### EVENING SESSION.

The Senate met pursuant to recess order at 8:00 P. M.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators—Adkins, Blicht, Calkins, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Hudson, Humphries, Igou, Johnson, L'Engle, Malone, McMullen, Miller, Stokes, Wall, Wells, Wilson, Zim—23.

A quorum present.

Mr. Dayton moved to waive the rule and to take up reports of Committees:

Which was agreed to by a two-third vote.

Mr. James N. Wilson, acting Chairman of Committee on Engrossed Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., Oct. 2, 1912.

*Hon. Fred P. Cone,*

*President of the Senate.*

*Sir:*

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 3:

A Bill to be Entitled an Act authorizing and empowering the City of Jacksonville to acquire, own, construct, equip, operate, lease and control municipal docks and terminals, including railroads; to acquire property and franchises for such purposes and kindred and subsidiary purposes, and to issue bonds for such purposes, and creating certain municipal offices for the City of Jacksonville, and prescribing the duties thereof and to carry into effect the provisions of this Act.

Beg to report that same has been carefully read and has been found to be properly engrossed.

Very respectfully,

JAMES N. WILSON,  
Acting Chairman of Committee.

Mr. Dayton moved to waive the rule and to take up Senate Bill No. 3 upon its third reading and final passage.

Which was agreed to by a two-third vote.

And—

Senate Bill No. 3:

A Bill to be entitled an Act authorizing and empowering the City of Jacksonville to acquire, own, construct, equip, operate, lease and control municipal docks and terminals, including railroads; to acquire property and franchises for such purposes and kindred and subsidiary purposes, and to issue bonds for such purposes, and creating certain municipal offices for the City of Jacksonville, and prescribing the duties thereof, and to carry into effect the provisions of this act.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 3, the vote was:

Yeas—Mr. President, Senators Adkins, Blicht, Calkins, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Hudson, Humphries, Igou, Johnson, L'Engle, Malone, McMullen, Stokes, Wells (8th District), Wells (25th District), Wilson, Zim—21.

Nays—none.

So the Bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Mr. Malone moved to take up

Senate Resolution No. 3.

Relative to the extension of the Primary System.

Mr. Stokes moved that the Senate do now adjourn until 10 o'clock tomorrow morning, upon which the yeas and nays were demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators Blicht, Culpepper, Hosford, Hudson, L'Engle, McMullen, Miller, Zim—9.

Nays—Senators Adkins, Calkins, Davis, Dayton, Finlayson, Flournoy, Humphries, Igou, Johnson, Malone, Stokes, Wall, Wells (8th District), Wells (25th District), Wilson—15.

Mr. Malone moved to take up Senate Resolution No. 3:

Relative to the extension of the Primary system.

For consideration.

Which was agreed to.

Senate Resolution No. 3.

Relative to the Extension of the Primary system.

Was again read.

Mr. Stokes moved to lay the Resolution upon the table. Upon which the yeas and nays were demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators—Blitch, Culpepper, Davis, Hudson, Igou, L'Engle, McMullen, Miller, Zim—10.

Nays—Senators—Adkins, Calkins, Finlayson, Flournoy, Hosford, Humphries, Johnson, Malone, Stokes, Wall, Wells (8th District), Wells (25th District), Wilson—13.

So the motion did not prevail.

Mr. Stokes moved to reconsider the vote by which the Senate refused to lay upon the table Senate Resolution No. 3, relative to extension of the Primary System.

Which motion laid over under the rule.

Mr. Hudson moved that the Senate adjourn to 10 o'clock A. M., Thursday Oct. 3, 1912.

Which was agreed to.

Thereupon the Senate adjourned to 10 o'clock A. M., Thursday Oct. 3, 1912.

### THURSDAY, OCTOBER 3, 1912.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Adkins, Baker, Blitch, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Hudson, Humphries, Igou, Johnson, Malone, McLeod, Miller, Stokes, Wall, Wells (25th District), Wilson, Zim—24.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal of Oct. 2 was dispensed with.

The Journal of Oct. 2 was corrected and approved as corrected.

Mr. Johnson moved that the rules be waived and that messages from the House of Representatives be now taken up for consideration.

Which was agreed to by a two-thirds vote.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., Oct. 2, 1912.

*Hon. Fred P. Cone,*

*President of the Senate:*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed

Senate Bill No. 4:

A Bill to be entitled an Act authorizing and empowering the Treasurer of the State of Florida to receive, hold and disburse any moneys that may be given or paid by any corporation, association or person, to pay the expenses of the Special Session of the Legislature convened on the first day of October, 1912, or to reimburse the State therefor.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 4 contained in the above message was referred to the Committee on Enrolled Bills.

Also the following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., Oct. 2, 1912.

*Hon. Fred P. Cone,*

*President of the Senate:*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed

Senate Bill No. 2:

A Bill to be entitled an Act to authorize and empower the several counties and any proper officer or officers thereof to receive, hold and disburse any moneys that may be given or paid by any corporation, association or person to pay the expenses of electing any person or persons, in or from any such county or counties, or to reimburse such several counties therefor, for or on account of the special